

06-14-01

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FILING NATIONAL PATENT APPLICATION
Under 35 USC 111(a) and Rule 53(b)**

J10936 U.S. PTO
06/13/01

U.S. Commissioner of Patents
Washington, D.C. 20231

PATENT APPLICATION

WITH SIGNED DECLARATION



JC971 U.S. PRO
09/880403

Sir:

Herewith is the PATENT APPLICATION of
Inventor(s): David A. Bottom

Title MODULAR SERVER ARCHITECTURE

Atty. Dkt.: PW 028 0175 | P11670
M# Client Re

including: Date: June 13, 2001

1. Specification: 18 pages (only spec. and claims) 2. Specification in non-English language

3. Declaration Original Facsimile/Copy Abstract 1 page(s); 28 numbered claims

4. Drawings: 6 sheet(s) informal; formal of size: A4 11"

5. See top first page re prior Provisional, National or International application(s). ("X" box only if info is there and do not complete corresponding item 5 or 6). (Prior M# _____ SN _____)

6. **AMEND the specification** please by inserting before the first line: -- This is a Continuation-in-Part
 Divisional Continuation Substitute Application (MPEP 201.09) of:
 6(a) National Appln. No. / filed . (M#)
 6(b) International Appln. No. filed _____
 which designated the U.S., and that International Application was was not published under PCT Article 21(2) in English.--

7. **AMEND the specification** by inserting before the first line: -- This application claims the benefit of U.S.
 Provisional Application No. 60/ _____ , filed _____ .--

8. Attached is an assignment and cover sheet. Please return the recorded assignment to the undersigned.

9. Prior application is assigned to

by Assignment recorded Reel Frame

10. FOREIGN priority is claimed under 35 USC 119(a)-(d)/365(b) based on filing in

11. _____ (country)

| Application No. | Filing Date | Application No. | Filing Date |
|-----------------|-------------|--------------------------|--|
| (1) | | (2) | |
| (3) | | (4) | |
| (5) | | (6) | |
| (7) | | (8) | |
| (9) | | <input type="checkbox"/> | See 3 rd page for additional priorities |

12. _____ (No.) Certified copy (copies): attached; previously filed (date) _____
in U.S. Application No. / filed on _____

is not claimed; is claimed (Pre-filing confirmation required)

13(a). Attached: _____ (No.) Small Entity Statement(s) (since 9/8/00 small entity statement(s) not essential to make claim)

13(b) See **NONPUBLICATION REQUEST** under Rule 213(a) attached (PAT-258)

14. **DOMESTIC/INTERNATIONAL** priority is claimed under 35 USC 119(e)/120/365(c) based on the following provisional, nonprovisional and/or PCT international application(s):

| Application No. | Filing Date | Application No. | Filing Date |
|-----------------|-------------|-----------------|-------------|
| (1) | | (4) | |
| (2) | | (5) | |
| (3) | | (6) | |

15. This application is being filed under Rule 53(b)(2) since an inventor is named in the enclosed Declaration who was not named in the prior application.

16. Attached:

17. Preliminary Amendment:

THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED

| | Large/Small Entity | Fee Code |
|--|--------------------|----------|
| 18. Basic Filing Fee | \$710/\$355 | 101/201 |
| 19. Total Effective Claims 28 minus 20 = *8 | x \$18/\$9 = + 144 | 103/203 |
| 20. Independent Claims 3 minus 3 = *0 | x \$80/\$40 = + 0 | 102/202 |
| *If answer is zero or less, enter "0" | | |
| 21. If any proper multiple dependent claim (ignore improper) is present, add (Leave this line blank if this is a reissue application) | + \$270/\$135 | + 0 |
| TOTAL FILING FEE ENCLOSED = \$854 | | |
| 23. If "non-English" box 2 is X'd, add Rule 17(k) processing fee | + \$130 | + 0 |
| 24. If "assignment" box 8 is X'd, add recording fee | + \$40 | + 40 |
| 25. <input type="checkbox"/> Attached is a Petition/Fee under Rule No. | + \$130 | + 0 |
| TOTAL FEE ENCLOSED = \$894 | | |

26.

Our Deposit Account No. 03-3975

Our Order No. 081674 | 028 0175

C#

M#

CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown above for which purpose a duplicate copy of this sheet is attached.

This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.

**Pillsbury Winthrop LLP
Intellectual Property Group**

1100 New York Avenue, NW
Ninth Floor
Washington, DC 20005-3918
Tel: (213) 488-7100
RRW/JES

By Atty: Roger R. Wise

Reg. No. 31,204

Sig:

Fax: (213) 629-1033
Tel: (213) 488-7584

NOTE: File in duplicate with 2 post card receipts (PAT-103) & attachments

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | |
|--|-------------------------|
| In re application of: David A. Bottom | Group No.: Not Assigned |
| Serial No.: Not Assigned | Examiner: Not Assigned |
| Filed: June 13, 2001 | |
| For: MODULAR SERVER ARCHITECTURE | |

CERTIFICATE OF MAILING VIA U.S. EXPRESS MAIL

"Express Mail" Mailing Label No. EL 724 027 418 US
Date of Deposit: June 13, 2001

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

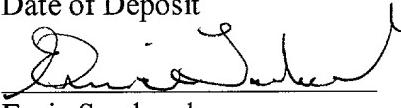
I hereby certify that

- Letter of transmittal
 Patent application (18 pages of specification; 28 claims; 1 pages of abstract)
 Checks in the amount of \$854 to cover the filing fee
 An Assignment of the Invention with Cover Sheet and \$40.00 Recordation Fee
 A Declaration/Power of Attorney
 6 sheets of formal drawings
 Return postcard

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service with sufficient postage under 37 CFR 1.10 on the date indicated above and are addressed to:

Box Patent Application
Assistant Commissioner for Patents
Washington, D.C. 20231.

June 13, 2001
Date of Deposit


Ernie Sandoval